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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

IN RE INCRETIN-BASED  
THERAPIES PRODUCTS  
LIABILITY LITIGATION

Case No. 3:13-md-02452-AJB-MDD  
MDL 2452

**JOINT MOTION TO EXTEND  
BRIEFING SCHEDULE ON  
RENEWED MOTION TO SEAL**

*This Document Relates to All Cases*

Judge: Hon. Anthony J. Battaglia

In this Joint Motion, Defendants Amylin Pharmaceuticals, LLC; Eli Lilly and Company; Merck Sharp & Dohme Corp.; and Novo Nordisk, Inc., and the Plaintiffs' Steering Committee seek to extend by eight days, to May 29, 2014, the May 21, 2014 deadline set forth in this Court's Order Denying Motion to File Under Seal (Doc. 444) for the Parties to refile a motion to file under seal the sealed documents that Plaintiffs lodged under seal in support of their Opposition to Defendants' Motion for Summary Judgment. (*See* Mot. to Seal (Doc. 441).) In support of this Motion, the parties state as follows:

1. Plaintiffs filed their Motion to Seal (Doc. 441) on Monday, May 12, 2014.

1           2.     Plaintiffs served the sealed documents on Defendants via First Class  
2 U.S. Mail on Monday, May 12, 2014.

3           3.     On Tuesday, May 13, 2014, the Court denied Plaintiffs' Motion to  
4 Seal without prejudice, ordering the parties to file a renewed motion to seal by  
5 May 21, 2014. (*See* Doc. 444.)

6           4.     Defendants first received actual notice of the documents that Plaintiffs  
7 filed under seal when Plaintiffs provided the documents to Defendants via secure  
8 File Transfer Protocols on Wednesday, May 14, 2014.

9           5.     In order to allow Defendants time to adequately review the documents,  
10 Defendants have requested that the deadline for the Parties to refile a motion to file  
11 under seal be extended eight days, to May 29, 2014.

12          6.     Plaintiffs do not oppose this requested extension.

13          7.     The requested extension will leave a renewed motion to file under seal  
14 fully briefed more than a month before the Court's July 1, 2014 hearing on the  
15 Defendants' Motion for Summary Judgment.

16          8.     The Parties submit that this extension will serve the interest of justice  
17 and judicial economy.

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1 Dated: May 16, 2014

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### **SIGNATURE ATTESTATION**

Under Section 2.f.4 of the Court's CM/ECF Administrative Policies, I hereby  
certify that authorization for the filing of this document has been obtained from  
each of the other signatories shown above and that all signatories have authorized  
placement of their electronic signature on this document.

By: /s/ Scott M. Edson

Scott M. Edson

**CERTIFICATE OF SERVICE**

I hereby certify that on May 16, 2014, I caused the foregoing to be electronically filed with the clerk of the court using the CM/ECF system which will send notification of such filing to the e-mail address denoted on the Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 16, 2014, at Newport Beach, California.

/s/ Amy J. Laurendeau  
Amy J. Laurendeau